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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No. 27789 of 2020
Date of Decision: 28.09.2020

Palvinder Kaur

-Petitioner

Versus

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sandeep Arora, Advocate,
for the petitioner.

Mr. Ramdeep Partap Singh, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.0188 dated 30.07.2020 registered under Sections 406, 420, 120-B IPC and under Section 13 of Punjab Travel Professionals (Regulation) Act, 2014 at Police Station Adampur, District Jalandhar Rural.

Both the parties are relatives.

Allegations are that brother of the complainant namely Gurpreet Singh was interested to settle in Italy and therefore, the complainant contacted his paternal aunt Harpreet

Kaur in the last week of September, 2018. Petitioner told him that her daughter was settled in Cyprus and she along with her daughter had jointly started the business of travel agent and had sent many persons to foreign countries. The complainant paid some amount to the petitioner.

Further allegations are that instead of sending Gurpreet Singh to Italy, he was sent to Cyprus. Gurpreet Singh was never sent to Italy from Cyprus. Lovepreet Kaur returned from Cyprus to India.

Learned counsel for the petitioner further submits that infact Gurpreet Singh was studying in Cyprus. This fact is apparent from the certificate issued by Internapa College Famagusta Cyprus, therefore, Gurpreet Singh never intended to go to Italy, rather he was interested in going to Cyprus only where he was studying.

Arrest of the petitioner was stayed vide order dated 15.09.2020.

Learned State counsel on instructions from ASI Sukhdev Singh states that the allegations are in the context of receiving money from the complainant under the assurance to send Gurpreet Singh to Italy.

In view of above, the petition is allowed. Petitioner is directed to appear before the SHO/Investigating Officer to join

investigation on 01.10.2020 and in the event of her arrest, she shall be released on anticipatory bail on her furnishing bail bonds/surety bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2) Cr.P.C:-

- i) that the petitioner shall make herself available for interrogation before the Investigating Officer as and when required;
- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- ii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender her passport, if any.

September 28, 2020

Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

- 1. Whether speaking/reasoned : Yes/No
- 2. Whether reportable : Yes/No